

**COURT OF CRIMINAL APPEALS**  
**STATE OF ALABAMA**

H. W. "BUCKY" McMILLAN  
Presiding Judge  
SUE BELL COBB  
PAMELA W. BASCHAB  
GREG SHAW  
A. KELLI WISE  
Judges



Lane W. Mann  
Clerk  
Sonja McKnight  
Assistant Clerk  
(334) 242-4590  
Fax (334) 242-4689

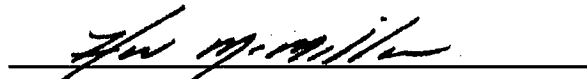
**CR-04-0781**

Brian Scott Pate v. State of Alabama (Appeal from Houston Circuit Court:  
CC02-1461.60 through CC02-1472.60)

**ORDER**

Upon consideration of the above referenced appeal, the Court of Criminal Appeals orders that said appeal be and the same is hereby DISMISSED as untimely filed. Having this date dismissed said appeal, the Court further orders that the certificate of judgment shall issue forthwith.

Done this the 2nd day of February, 2005.

  
H. W. "Bucky" McMillan, Presiding Judge  
Court of Criminal Appeals

cc: Hon. Larry K. Anderson, Circuit Judge  
Hon. Judy Byrd, Circuit Clerk  
Andrea Martin, Court Reporter  
Brian Scott Pate, Pro Se  
Office of Attorney General

